

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT
100 EAST FIFTH STREET, ROOM 540
POTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988**

DEBORAH S. HUNT
CLERK

TELEPHONE
(513) 564-7000

February 8, 2023

James Verl Barlow #41278-509
FPC Yankton
Federal Prison Camp
P.O. Box 700
Yankton, SD 57078

Re: Case No. 23-3018, *United States of America v. Barlow*

Dear Mr. Barlow:

In January 2023, you filed a notice of appeal from the criminal judgment and amended order of forfeiture in your case. An appeal was opened in this court, and Attorneys Christopher Mishler and Steven Brown were noted as your retained counsel for purposes of appeal, consistent with this court's rules and practices. This court's rules also require counsel to assist you in moving for pauper status if you cannot afford to pay the \$505 appellate filing fee and to retain counsel for purposes of appeal. To date, Mr. Mishler and Mr. Brown have taken no action in furtherance of the appeal and moved to withdraw. An order was entered with today's date relieving them from further responsibility in this appeal.

If you wish to proceed with the appeal, but do not have financial resources either to pay the filing fee or pay for an attorney for appeal, you may ask for permission to proceed on appeal as a pauper. If the district court grants your motion, the filing fee will be waived and counsel will be appointed for you. If the district court denies your motion, you will be permitted to renew your motion in this court.

If you decide to pursue pauper status, complete and sign the enclosed blank motion and financial affidavit and return the completed documents to the district court as soon as possible. In the absence of any further action or response, this appeal may be dismissed for want of prosecution.

You can reach the district court at the following address:

United States District Court
Southern District of Ohio
Attn: Clerk's Office
Joseph P. Kinneary U.S. Courthouse
85 Marconi Blvd., Room 121
Columbus, OH 43215

Sincerely,
s/ Julie Cobble
Chief Deputy Clerk

Encs.

cc: Kimberly Robinson, Office of the U.S. Attorney
Christopher S. Mishler, Esq.
Steven Martin Brown, Esq.
Clerk, United States District Court, Southern District of Ohio

<div style="display: flex; justify-content: space-between;"> <div>CJA 23 (Rev. 11/11)</div> <div style="font-size: 1.2em; font-weight: bold;">FINANCIAL AFFIDAVIT</div> </div> <div style="text-align: center; font-size: 0.8em; margin-top: 5px;">IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT, OR OTHER SERVICES WITHOUT PAYMENT OF FEE</div>																	
<div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 60%;"> <p>IN THE UNITED STATES <input type="checkbox"/> DISTRICT COURT <input type="checkbox"/> COURT OF APPEALS <input type="checkbox"/> OTHER (Specify below)</p> <p>IN THE CASE OF _____ v. _____</p> <p>FOR _____</p> <p>AT _____</p> </div> <div style="width: 35%; border: 1px solid black; padding: 5px;"> <p style="text-align: center; font-weight: bold; font-size: 0.8em;">LOCATION NUMBER</p> </div> </div>																	
<p>PERSON REPRESENTED (Show your full name)</p> 		<div style="display: flex; flex-direction: column;"> <div style="margin-bottom: 10px;"> <p>1 <input type="checkbox"/> Defendant - Adult</p> <p>2 <input type="checkbox"/> Defendant - Juvenile</p> <p>3 <input type="checkbox"/> Appellant</p> <p>4 <input type="checkbox"/> Probation Violator</p> <p>5 <input type="checkbox"/> Supervised Release Violator</p> <p>5 <input type="checkbox"/> Habeas Petitioner</p> <p>7 <input type="checkbox"/> 2255 Petitioner</p> <p>8 <input type="checkbox"/> Material Witness</p> <p>9 <input type="checkbox"/> Other (Specify) _____</p> </div> <div style="border: 1px solid black; padding: 5px;"> <p style="text-align: center; font-weight: bold; font-size: 0.8em;">DOCKET NUMBERS</p> <p>Magistrate Judge</p> <p>District Court</p> <p>Court of Appeals</p> </div> </div>															
<p>CHARGE/OFFENSE (describe if applicable & check box →) <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor</p>																	
ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY																	
INCOME & ASSETS	EMPLOYMENT	<p>Are you now employed? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Self-Employed</p> <p>Name and address of employer: _____</p> <div style="display: flex; justify-content: space-between;"> <p>IF YES, how much do you earn per month? \$ _____</p> <p>IF NO, give month and year of last employment? _____</p> </div> <p>How much did you earn per month? \$ _____</p>															
	OTHER INCOME	<p>Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <div style="display: flex; justify-content: space-between;"> <p>IF YES, give the amount received and identify the sources</p> <p>RECEIVED</p> <p>SOURCES</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div>															
	CASH	<p>Do you have any cash on hand or money in savings or checking accounts? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, total amount? \$ _____</p>															
	PROPERTY	<p>Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <div style="display: flex; justify-content: space-between;"> <p>IF YES, give value and description for each</p> <p>VALUE</p> <p>DESCRIPTION</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div> <div style="display: flex; justify-content: space-between;"> <p>\$ _____</p> <p>_____</p> </div>															
	DEPENDENTS	<p style="text-align: center; font-weight: bold;">MARITAL STATUS</p> <div style="display: flex; justify-content: space-between;"> <div> <p>_____ Single</p> <p>_____ Married</p> <p>_____ Widowed</p> <p>_____ Separated or Divorced</p> </div> <div style="text-align: right;"> <p>Total No. of Dependents</p> <p>_____</p> </div> </div> <p>List persons you actually support and your relationship to them</p> <p>_____</p> <p>_____</p> <p>_____</p>															
DEBTS & MONTHLY BILLS (Rent, utilities, loans, charge accounts, etc.)	<table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%; text-align: center; font-weight: bold;">DESCRIPTION</th> <th style="width: 20%; text-align: center; font-weight: bold;">TOTAL DEBT</th> <th style="width: 20%; text-align: center; font-weight: bold;">MONTHLY PAYMENT</th> </tr> </thead> <tbody> <tr> <td>_____</td> <td style="text-align: right;">\$ _____</td> <td style="text-align: right;">\$ _____</td> </tr> <tr> <td>_____</td> <td style="text-align: right;">\$ _____</td> <td style="text-align: right;">\$ _____</td> </tr> <tr> <td>_____</td> <td style="text-align: right;">\$ _____</td> <td style="text-align: right;">\$ _____</td> </tr> <tr> <td>_____</td> <td style="text-align: right;">\$ _____</td> <td style="text-align: right;">\$ _____</td> </tr> </tbody> </table>		DESCRIPTION	TOTAL DEBT	MONTHLY PAYMENT	_____	\$ _____	\$ _____	_____	\$ _____	\$ _____	_____	\$ _____	\$ _____	_____	\$ _____	\$ _____
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_____	\$ _____	\$ _____															
_____	\$ _____	\$ _____															
_____	\$ _____	\$ _____															
_____	\$ _____	\$ _____															

I certify under penalty of perjury that the foregoing is true and correct.

SIGNATURE OF DEFENDANT
(OR PERSON REPRESENTED)

Date

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
AT COLUMBUS

UNITED STATES OF AMERICA,
PLAINTIFF,

v.

Case No: 2:21-cr-89-1

JAMES VERL BARLOW,
DEFENDANT.

MOTION FOR PAUPER STATUS

I move to waive the payment of the appellate filing fee under Fed. R. App. P. 24 because I am a pauper. This motion is supported by the attached financial affidavit.

The issues which I wish to raise on appeal are:

I believe I am entitled to redress on these issues.

Signed: _____

Date: _____

Address: _____